

IBM

Office of Counsel, Intellectual Property Law
3605 Hwy. 52 North, 917/006-1
Rochester, Minnesota 55901

Phone 507-253-5334

Fax 507-253-2382

E-mail lplank@us.ibm.com

tde 553-5334

tde 553-2382

ibmusm07(lplank)

Facsimile Transmission

July 25, 200515 pages (including this sheet) Please confirm receipt RECEIVED
CENTRAL FAX CENTER

JUL 25 2005

NOTICE

This communication is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are neither the intended recipient, nor the employee or agent responsible for delivering the communication to the intended recipient, you are hereby notified that any disclosure, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original communication to us at the address above via the U.S. Postal Service. Thank you.

 IBM CONFIDENTIAL PREPARED BY IBM ATTORNEY - PRIVILEGE REVIEW REQUIRED PERSONAL OR PERSONNEL-RELATED

	<u>Name</u>	<u>Firm</u>	<u>Voice</u>	<u>Fax</u>
From:	Grant Johnson	IBM Rochester IPLaw	507-253-4660	507-253-2382
To:	<u>Commissioner for Patents USPTO</u>			<u>571-273-8300</u>

Subject: Response to Office ActionOur Ref.: Serial No. 09/821,920

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Amendment/Response Transmittal

In re application of: Samuel D. Dull, III et al. : Date: July 25, 2005
 Group Art Unit: 2192 : IBM Corporation
 Examiner: A. Fowlkes : Intellectual Property Law
 Serial No.: 09/821,920 : Dept. 917, Bldg. 006-1
 Filed: March 30, 2001 : 3605 Highway 52 North
 Title: Method and Apparatus for Installing : Rochester, MN 55901
 And Upgrading an Application in a
 Computer System

RECEIVED
CENTRAL FAX CENTER

JUL 25 2005

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 Sir:

Transmitted herewith for filing is an Amendment/Response in the above-identified Application.

- ☒ No additional fee is required
☐ The filing fee has been calculated as follows:

	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra
Total	25	- 25	= 0
Independent	6	- 6	= 0
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			

Other Than Small Entity

Rate	Additional Fee
x \$50.00=	\$ 0.00
x \$200.00=	\$ 0.00
\$360.00	\$ 0.00
TOTAL	\$0.00

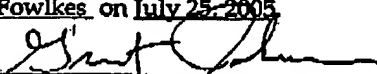
Request for Extension of Time:

☒ Applicants respectfully request a one month extension of time to respond to the Office Action dated 03/25/2005. Please charge Deposit Account 09-0465 in the amount of \$ 120.00 . A duplicate copy of this sheet is enclosed.

Deposit Account Authorization:

- ☐ Please charge Deposit Account No. 09-0465 in the amount of \$____, the Additional Fee calculated above. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0465. A duplicate copy of this sheet is enclosed.

- ☒ Any additional filing fees required under 37 C.F.R. §1.16.
- ☒ Any patent application processing fees under 37 C.F.R. §1.17

<p align="center">CERTIFICATE OF FAX 37 CFR 1.8</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to fax number (571) 273-8300 to the attention of <u>A. Fowlkes</u> on <u>July 25, 2005</u>.</p> <p align="center"> Grant Johnson</p>

Respectfully submitted,

By:


Grant A. Johnson
Attorney Reg. No.: 42,696
IBM Corporation, Dept

917

3605 Highway 52 North
Rochester, MN 55901-7829
Telephone: (507) 253-4660

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Amendment/Response Transmittal

In re application of: Samuel D. Dull, III et al. : Date: July 25, 2005
 Group Art Unit: 2192 : IBM Corporation
 Examiner: A. Fowlkes : Intellectual Property Law
 Serial No.: 09/821,920 : Dept. 917, Bldg. 006-1
 Filed: March 30, 2001 : 3605 Highway 52 North
 Title: Method and Apparatus for Installing : Rochester, MN 55901
 And Upgrading an Application in a
 Computer System

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 Sir:

Transmitted herewith for filing is an Amendment/Response in the above-identified Application.

- ☒ No additional fee is required
☐ The filing fee has been calculated as follows:

Other Than Small Entity

	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra
Total	25	- 25	= 0
Independent	6	- 6	= 0
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			

Rate	Additional Fee
x \$50.00=	\$ 0.00
x \$200.00=	\$ 0.00
\$360.00	\$ 0.00
TOTAL	\$0.00

Request for Extension of Time:

☒ Applicants respectfully request a one month extension of time to respond to the Office Action dated 03/25/2005. Please charge Deposit Account 09-0465 in the amount of \$ 120.00 . A duplicate copy of this sheet is enclosed.

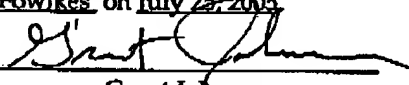
Deposit Account Authorization:

☐ Please charge Deposit Account No. 09-0465 in the amount of \$____, the Additional Fee calculated above. A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0465. A duplicate copy of this sheet is enclosed.

☒ Any additional filing fees required under 37 C.F.R. §1.16.

☒ Any patent application processing fees under 37 C.F.R. §1.17

<p align="center">CERTIFICATE OF FAX 37 CFR 1.8</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to fax number (571) 273-8300 to the attention of <u>A. Fowlkes</u> on <u>July 25, 2005</u>.</p> <p align="center"> Grant Johnson</p>

Respectfully submitted,

By: 

Grant A. Johnson
Attorney Reg. No.: 42,696
IBM Corporation, Dept

917

3605 Highway 52 North
Rochester, MN 55901-7829
Telephone: (507) 253-4660

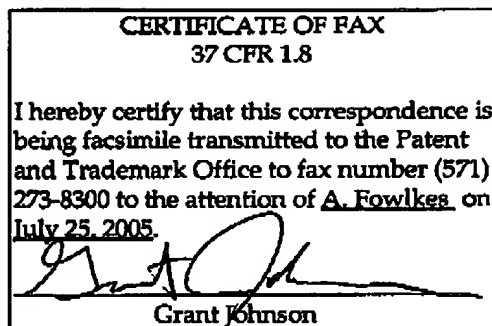
PATENT
AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Samuel D. Dull, III et al. : Date: July 25, 2005
Group Art Unit: 2192 : IBM Corporation
Examiner: A. Fowlkes : Intellectual Property Law
Serial No.: 09/821,920 : Dept. 917, Bldg. 006-1
Filed: March 30, 2001 : 3605 Highway 52 North
Title: METHOD AND APPARATUS FOR : Rochester, MN 55901
INSTALLING AND UPGRADING AN
APPLICATION IN A COMPUTER
SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:



AMENDMENT

In response to the March 25, 2005, office action, please amend the above-identified Application as follows:

Docket No.: ROC920010099US1
Serial No.: 09/821,920